

## § 17.1

- 17.107 Stay of offset.
- 17.108 Types of review.
- 17.109 Review procedures.
- 17.110 Determination of indebtedness and appeal from determination.
- 17.111 Procedures for administrative offset: single debt.
- 17.112 Procedures for administrative offset: multiple debts.
- 17.113 Procedures for administrative offset: interagency cooperation.
- 17.114 Procedures for administrative offset: time limitation.
- 17.115 Procedures for administrative offset: offset against amounts payable from Civil Service Retirement and Disability Fund.
- 17.116 Procedures for administrative offset: offset of debtor's judgment against the United States.
- 17.117 Procedures for administrative offset: imposition of interest.
- 17.118 Miscellaneous provisions: correspondence with the Department.

### SALARY OFFSET PROVISIONS

- 17.125 Scope.
- 17.126 Coordinating offset with another Federal agency.
- 17.127 Determination of indebtedness.
- 17.128 Notice requirements before offset.
- 17.129 Request for a hearing.
- 17.130 Result if employee fails to meet deadlines.
- 17.131 Written decision following a hearing.
- 17.132 Review of departmental records related to the debt.
- 17.133 Written agreement to repay debt as alternative to salary offset.
- 17.134 Procedures for salary offset: when deductions may begin.
- 17.135 Procedures for salary offset: types of collection.
- 17.136 Procedures for salary offset: methods of collection.
- 17.137 Procedures for salary offset: imposition of interest.
- 17.138 Non-waiver of rights.
- 17.139 Refunds.
- 17.140 Miscellaneous provisions: correspondence with the Department.

### IRS TAX REFUND AND FEDERAL PAYMENT OFFSET PROVISIONS AND ADMINISTRATIVE WAGE GARNISHMENT

- 17.150 Scope.
- 17.151 Notice requirements before offset.
- 17.152 Review within the Department of a determination that an amount is past-due and legally enforceable.
- 17.153 Determination of the Administrative Judge.
- 17.154 Postponements, withdrawals and extensions of time.
- 17.155 Review of departmental records related to the debt.

## 24 CFR Subtitle A (4-1-03 Edition)

- 17.156 Stay of offset.
- 17.157 Application of offset funds: Single debt.
- 17.158 Application of offset funds: Multiple debts.
- 17.159 Application of offset funds: Federal payment is insufficient to cover amount of debt.
- 17.160 Time limitation for notifying the Department of the Treasury to request offset of Federal payments due.
- 17.161 Correspondence with the Department.

### ADMINISTRATIVE WAGE GARNISHMENT

- 17.170 Administrative wage garnishment.

AUTHORITY: 28 U.S.C. 2672; 31 U.S.C. 3711, 3716-18, 3721, and 5 U.S.C. 5514; 42 U.S.C. 3535(d).

## Subpart A—Claims Against Government Under Federal Tort Claims Act

AUTHORITY: 5 U.S.C. 5514; 28 U.S.C. 2672; 31 U.S.C. 3711, 3716-3718, 3721; 42 U.S.C. 3535(d).

SOURCE: 36 FR 24427, Dec. 22, 1971, unless otherwise noted.

### GENERAL PROVISIONS

#### § 17.1 Scope; definitions.

(a) This subpart applies to claims asserted under the Federal Tort Claims Act, as amended, accruing on or after January 18, 1967, for money damages against the United States for injury to or loss of property or personal injury or death caused by the negligent or wrongful act or omission of an officer or employee of the Department while acting within the scope of his office or employment.

(b) This subpart is issued subject to and consistent with applicable regulations on administrative claims under the Federal Tort Claims Act issued by the Attorney General (31 FR 16616; 28 CFR part 14).

(c) The terms *Department* and *Organizational unit* are defined in 24 CFR part 5.

[36 FR 24427, Dec. 22, 1971, as amended at 61 FR 5204, Feb. 9, 1996]

### PROCEDURES

#### § 17.2 Administrative claim; when presented; appropriate HUD office.

(a) For purposes of this subpart, a claim shall be deemed to have been